

JONATHAN O. PENA, ESQ.
CA Bar ID No. 278044
Peña & Bromberg, PLC
2440 Tulare St., Suite 320
Fresno, CA 93721
Telephone: 559-412-5390
Fax: 866-282-6709
info@jonathanpena.com
Attorney for Plaintiff

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

Jose M Rodriguez,)	Case No. 1:21-cv-00014-SKO (SS)
Plaintiff,)	STIPULATION AND ORDER FOR
)	EXTENSION OF TIME
vs.)	(Doc. 14)
Kilolo Kijakazi, Acting)	
Commissioner of Social Security,)	
)	
Defendant.)	
)	
)	
)	
)	

IT IS HEREBY STIPULATED, by and between the parties through their respective counsel of record, with the Court's approval, that Plaintiff shall have a 65-day extension of time, from November 29, 2021 to January 31, 2022, for Plaintiff to serve on defendant with PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT . All other dates in the Court's Scheduling Order shall be extended accordingly.

This is Plaintiff's first request for an extension of time, but first for this task. Good cause exists for this extension. Counsel has recently received a greater

1 number of Answers and Certified Administrative Records from defendant in cases
2 in this district, and the three other California Districts, each of which require
3 settlement negotiations or merit briefing. Counsel has a greater than usual number
4 of merit briefs due in November 2021 and December 2021. For the weeks of
5 November 22, 2021 and November 29, 2021, Counsel has six merit briefs, several
6 reply and settlement letters. Counsel also has 15 administrative hearings before the
7 Office of Hearings Operations.

8 Counsel has also received an increase in the number of AC denials which
9 require a review for possible filing in US District Court. Lastly, Counsel has end
10 of the year business reviews to conduct as the CEO of Peña & Bromberg, PC.

11 Due to the increase in certified administrative records being filed by
12 defendant, Counsel for Plaintiff has a larger than usual number of briefs due for the
13 month of December 2021.

14 Compounding the issue of an increased number of merit briefs due, Counsel
15 has preplanned vacation days for the Thanksgiving and Christmas holidays.
16 Counsel respectfully requests the Court granted the requested extension.

17 Counsel for the Plaintiff does not intend to further delay this matter.
18 Defendant does not oppose the requested extension. Counsel apologizes to the
19 Defendant and Court for any inconvenience this may cause.

20
21 Respectfully submitted,

22 Dated: November 21, 2021 PENA & BROMBERG, ATTORNEYS AT LAW
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24 By: /s/ Jonathan Omar Pena
25 JONATHAN OMAR PENA
26 Attorneys for Plaintiff
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1 Dated: November 21, 2021 PHILLIP A. TALBERT
2 Acting United States Attorney
3 DEBORAH LEE STACHEL
4 Regional Chief Counsel, Region IX
5 Social Security Administration

6 By: */s/ Sathya Oum
7 Sathya Oum
8 Special Assistant United States Attorney
9 Attorneys for Defendant
(*As authorized by email on November 20, 2021)

10 **ORDER**

11 Based upon the foregoing stipulation of the parties (Doc. 14), and for good
12 cause shown (Fed. R. Civ. P. 16(b)(4)),

13 IT IS HEREBY ORDERED that Plaintiff shall have an extension of time, to
14 and including January 31, 2022, in which to file Plaintiff's motion for summary
15 judgment. All other deadlines set forth in the Scheduling Order (Doc. 13) shall be
16 extended accordingly.
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18 IT IS SO ORDERED.

19 Dated: November 22, 2021 /s/ Sheila K. Oberto
20 UNITED STATES MAGISTRATE JUDGE
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